THE MINISTER OF STATE IN THE MINISTRY OF CHEMICALS AND FERTILIZERS (SHRI EDUARDO FALEIRO) : (a) to (d) The question relates to a Marketing Executive and a Medical Representative of Indian Drugs & Pharmaceuticals Ltd. (IDPL) whose services were terminated by the management under the relevant provisions of the Conduct, Discipline & Appeal Rules of the company. For employees below the Board level, Government is neither Appointing, Disciplinary, Appellate nor the Reviewing Authority and as such Government does not intervene in the service matters of such employees of the public sector undertakings.

The company has reported that the said employee had filed a Writ Petition in the Hon'ble Delhi High Court against the disciplinary proceedings initiated against him by the management and the Writ Petition was dismissed by the Hon'ble Delhi High Court. While dismissing the petition the Hon'ble Delhi High Court observed "The petitioner has been unauthorisedly abstaining himself from joining since March, 1989. This is nothing short of indiscipline. In these circumstances, we are not inclined to interfere. Dismissed." Aggrieved by these orders of the High Court, the petitioner filed two Special Leave Petitions in the Hon'ble Supreme Court of India which were also rejected.

The former Medical Representative, as reported by IDPL, has filed a Writ Petition in the Hon'ble Delhi High Court which is pending before the Hon'ble Court.

Provisions of Drug Policy, 1978 and Measures 1986

3109. SHRI H. HANUMANTHAPPA : Will the PRIME MINISTER be pleased to state :

(a) what are the total provisions of Drug Policy 1978 and Measures 1986 ;

(b) how many provisions of Drug Policy 1978 were retained in the Measures 1986 and what are the details of provisions which were omitted from Measures 1986 ;

(c) whether it is a fact that fair trials to both these policies have not given ;

(d) if so, the reasons thereof ; and

(e) what are the provisions of Drug Policy 1978 and Measures 1986 which Government are proposing to retain in the proposed policy under Review ?

THE MINISTER OF STATE IN THE MINISTRY OF CHEMICALS AND FERTILIZERS (SHRI EDUARDO FALEIRO) : (a) to (e) Drug Policy 1978 remained in force for more than 8 years and Drug Policy, 1986 is in force for the last seven years. Need for and the extent of modifications required under the changed circumstances have been submitted in the Background Note placed on the Table of the House for discussion on 12-8-92.

Transport Pool at Sindri Unit of Fertilizer Corporation of India Ltd.

3110. SHRI GAYA SINGH : Will the PRIME MINISTER be pleased to state :

(a) whether it is a fact that the Sindri Unit of the Fertiliser Corporation of India Ltd. is running a Transport pool for operation and maintenance of FCI vehicles ;

(b) if so, whether it is a fact that several lakhs of rupees is being spent on contract for maintenance of FCI vehicles ;

(c) if so, the details of money spent on contract in the last three years for transport pool maintenance job-wise and vehicle-wise ;

(d) whether it is a fact that fake bills have been paid to the contractors ; and

(e) if not, whether an enquiry can be set up for investigation in the total affairs of the transport pool maintenance and operation ?

THE MINISTER OF STATE IN THE MINISTRY OF CHEMICALS AND FERTILIZERS (SHRI EDUARDO FALEIRO) : (a) Yes Sir.

(b) and (c) The information is given in the enclosed Statement I and II. (see below)

(d) and (e) There has been no payment by the Fertiliser Corporation of India to the contractors against fake bills. At present, no enquiry into the maintenance and operation of the transport pool is contemplated.

Statement-I

Vehicles-wise details of maintenance Expenditure through contract for the last three years

Category of vehicles	Expenditure incurred (Rs. in lakhs)		
	1990-91	1991-92	1992-93
Cars . . .	1.46	1.11	1.14
Vans . .	0.37	0.68	0.06
Jeeps . .	2.58	1.58	2.59
Ambulances .	0.68	1.14	0.61
Buses . .	2.72	5.17	5.21
Trucks . .	1.28	1.64	1.84
Tankers . .	0.07	Nil	Nil
Dumpers . .	0.24	0.54	0.14
Motor cycles .	0.16	0.34	0.22
Fire Tenders .	0.15	0.13	0.09

Statement-II

Jobwise Breakup of Expenditure (Contract repairs)

Rs. Lacs

	Running Maint.	Major Job Overhauling	Engine	Upholstry	Total
1990-91	3.299	4.841	0.90	0.67	9.71
1991-92	4.970	5.510	1.09	0.75	12.32
1992-93	5.008	5.302	0.88	0.70	11.89

Liability of M/s Glaxo

3111. SHRI H. HANUMANTHAPPA : Will the PRIME MINISTER be pleased to state :

(a) whether liability of M/s Glaxo in the Betamethasone case has been finalised ;

(b) what is the liability determined so far and what is the period for which liability is yet to be determined ;

(c) whether there is any stay to the determination of liability for this period and if so, when it was granted and in case there is no stay the reasons for not determining the liability so far ;

(d) the manner in which M/s Glaxo have been allowed to overcharge the price of Salbutamol and Ranitidine formulations ; and

(e) what are the details of Ranitidine and Salbutamol purchase by them from outside parties during the last three years and what was the price of such purchases ?

THE MINISTER OF STATE IN THE MINISTRY OF CHEMICALS AND FERTILIZERS (SHRI EDUARDO FALEIRO) : (a) to (c) The liability against M/s Glaxo India Ltd. has been determined as Rs. 71.78 crores for the entire period of DPCO, 1979. The liability on account of overcharging for the period after the inception of DPCO, 1987 for which the prices of formulations based on Betamethasone were charged higher than the Government approved prices, has not yet been determined.

(d) To the extent information is available, M/s Glaxo are selling Zinetec Tablets (Ranitidine) at the ceiling/leader prices notified by the Government. The Salbutamol Inhaler manufactured by M/s Glaxo is outside price control. As regards the other formulations based on bulk drug Salbutamol marketed by M/s Glaxo, they are being sold at the Government's approved prices.

(e) The day-to-day business transactions of individual manufacturers are not monitored.

Determination of Liabilities

3112. SHRI H. HANUMANTHAPPA : Will the PRIME MINISTER be pleased to refer to the answer to Unstarred Question No. 1899 given in the Rajya Sabha on 13th May, 1993 and state :

(a) what are the details of determined liabilities which have been challenged in the court of law ;

(b) what is the ground on which each liability was challenged ;

(c) what are the names of courts where each liability was challenged and what is the present status in each case ;

(d) what are the names of the companies who have disputed the assessment and what are the details of dispute in each case ;

(e) when each company raised objection and what action was taken by Government ; and

(f) what is the present position of each case and when each case would be finalised ?

THE MINISTER OF STATE IN THE MINISTRY OF CHEMICALS AND FERTILIZERS (SHRI EDUARDO FALEIRO) : (a) to (f) The information is contained in the Statement annexed.

Statement

S. No.	Name of the Company	Amount of Liability (Rs. in lakhs)	Year	Present status/Name of the Court
1	2	3	4	5
1.	M/s Pfizer	87.61	1992	Deposited 50% amount on the directions of the Bombay High Court. Case pending in the Bombay High Court.
2.	M/s Sandoz	74.68	1992	Do.
3.	M/s Pfizer	98.00	1992	Do.
4.	M/s Abbott	182.38	1992	Do.